

FILED

September 25, 2023

KAREN MITCHELL
CLERK, U.S. DISTRICT
COURT

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

August 1, 2023

No. 23-10319

Lyle W. Cayce
Clerk

WILLIAM T. MOCK; CHRISTOPHER LEWIS; FIREARMS POLICY
COALITION, INCORPORATED, *a nonprofit corporation*; MAXIM
DEFENSE INDUSTRIES, L.L.C.,

Plaintiffs—Appellants,

versus

MERRICK GARLAND, *U.S. Attorney General, in his official capacity as
Attorney General of the United States; UNITED STATES DEPARTMENT
OF JUSTICE; BUREAU OF ALCOHOL, TOBACCO, FIREARMS, and
EXPLOSIVES; STEVEN DETTELBACH, in his official capacity as the
Director of the Bureau of Alcohol, Tobacco, Firearms and Explosives,*

Defendants—Appellees.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 4:23-CV-95

Before SMITH, HIGGINSON, and WILLETT, *Circuit Judges.*

J U D G M E N T

This cause was considered on the record on appeal and was argued by
counsel.

IT IS ORDERED and ADJUDGED that the judgment of the District Court is REVERSED and REMANDED to the District Court for further proceedings in accordance with the opinion of this Court.

IT IS FURTHER ORDERED that each party bear its own costs on appeal.

DON R. WILLETT, *Circuit Judge*, concurring.

STEPHEN A. HIGGINSON, *Circuit Judge*, dissenting.



Certified as a true copy and issued
as the mandate on Sep 25, 2023

Attest:

Jyle W. Caylor
Clerk, U.S. Court of Appeals, Fifth Circuit